



PATENT
Attorney Docket No. A-70142-001 (27523/US/1)/RM
Dorsey File No. 469008-97

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

In re application of:

McGARRY et al.

U.S. Serial No.: 10/665,389

Filing Date: September 18, 2003

For: *Method and Apparatus for Performing
Biological Reactions on a Substrate
Surface*

Examiner: Not yet assigned

Art Unit: 1645

CERTIFICATE OF MAILING

I hereby certify that this correspondence, including listed enclosures, is being deposited with the United States Postal Service as First Class Mail in an envelope addressed to: Commissioner for Patents, P.O. BOX 1450, Alexandria, VA 22313-1450 on March 10, 2004

Signed: _____

Joyce Abriam
Joyce Abriam

INFORMATION DISCLOSURE STATEMENT

Commissioner for Patents
P. O. Box 1450
Alexandria, VA 22313-1450

Sir:

In satisfaction of the duty of disclosure under 37 C.F.R. § 1.56, and in accordance with the provisions of 37 C.F.R. §§ 1.97 and 1.98, Applicants wish to draw the attention of the U.S. Patent and Trademark Office to the references cited on the accompanying form PTO/SB/8A.

This application is a continuation of the following related U.S. Application - Serial No. 09/458,534, filed December 9, 1999 (now U.S. Patent No. 6,642,046 B1, issued November 4, 2003). Since copies of these references were provided either by Applicants or the Examiner, in accordance with 37 C.F.R. § 1.98(d), no copies of these references are enclosed.

None of the foregoing references is believed to disclose the invention as claimed. Nothing herein shall constitute an admission concerning the contents of any of the cited references, nor shall the inclusion of a reference herein be considered an admission that the

reference constitutes prior art against the invention claimed in the above-identified application. Submission of the present document shall not be construed as an admission that a search has been made or that better art does not exist.

As far as is known to the undersigned, this Information Disclosure Statement is being filed within three months of the filing date of a national application, within three months of the date of entry of the national state in an international application, or before the mailing date of a first Office Action on the merits as set forth in 37 C.F.R. § 1.97(b), and therefore no fee is required.

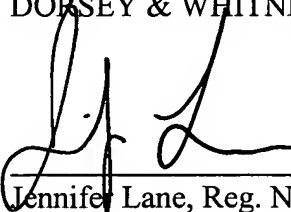
While no fee is believed to be due, if this belief is in error the Commissioner is authorized to charge any additional fees, including extension fees or other relief which may be required, or credit any overpayment to Deposit Account No. 50-2319 (Our Order No. 469008-97 [A-70142-1 (27523/US/1)/RM]).

Please direct any calls in connection with this application to the undersigned at (415) 781-1989.

Respectfully submitted,
DORSEY & WHITNEY LLP

Dated: 3/10/04
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BY:

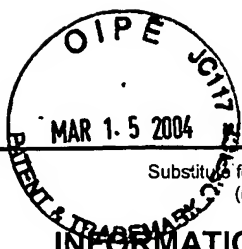

Jennifer Lane, Reg. No. 51,916 for
Robin M. Silva, Reg. No. 38,304

Filed under 37 C.F.R. § 1.34(a)

Customer Number: 32940

Attachment:

Form PTO/SB/8A-B, Substitute for form PTO 1449 (3 pgs.)

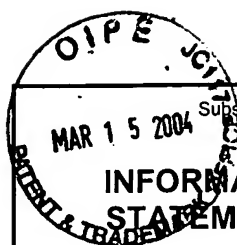


Substitute for form 1449A/PTO (Modified) INFORMATION DISCLOSURE STATEMENT BY APPLICANT (use as many sheets as necessary)				Complete if Known	
				Application Number	10/665,389
				Filing Date	September 18, 2003
				First Named Inventor	Mark W. McGARRY
				Art Unit	1645
				Examiner Name	Not yet assigned
Sheet	1	of	3	Attorney Docket Number	A-70142-1 (27523/US/1)/RM

U.S. PATENT DOCUMENTS					
Examiner Initials*	Cite No.	Document Number Number-Kind Code ² (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear
	A1	4,734,372	03-29-1988	Rotman	
	A2	4,908,319	03-13-1990	Smyczek et al.	
	A3	4,974,952	12-04-1990	Focht	
	A4	5,038,852	08-13-1991	Johnson et al.	
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	A13	5,545,531	08-13-1996	Rava et al.	
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	A36	5,885,837	03-23-1999	Winkler et al.	
Examiner Signature			Date Considered		

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Substitute for form 1449A/PTO
(Modified)**INFORMATION DISCLOSURE
STATEMENT BY APPLICANT**

(use as many sheets as necessary)

Complete if Known

Sheet	2	of	3	Application Number	10/665,389
				Filing Date	September 18, 2003
				First Named Inventor	Mark W. McGARRY
				Art Unit	1645
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	A37	5,922,591	07-13-1999	Anderson et al.	
	A38	5,939,312	08-17-1999	Baier et al.	
	A39	5,945,334	08-31-1999	Besemer et al.	
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	A64	2003/0017081 A1	01-23-2003	Trulson et al.	
	A65	2003/0003499 A1	01-02-2003	Besemer et al.	

FOREIGN PATENT DOCUMENTS

Examiner Initials*	Cite No.	Foreign Patent Document Country Code ² Number ² Kind Code ³ (if known)	Publication Date MM-DD-YYYY	Name of Patentee or Applicant of Cited Document	Pages, Columns, Lines, Where Relevant Passages or Relevant Figures Appear	T ⁴
	B1	EP 0 870 541 B1*	10-14-1998	Eastman Kodak Co.		

Examiner Signature	Date Considered
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